IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
WRIT PETITION NO. 491 (MS) OF 2006

Shri Ajay Goyal,
S/o Shri C.K. Goyal,
R/o 246 Vijay Park,
District Dehradun. .....Petitioner.

Versus

1. Doon Valley Officers Cooperative Society, Head Office Vasant Vihar, Chakrata Road, Dehradun through its Secretary Shri A.A. Jakhmola, S/o Shri Chitra Nand Jakhmola, R/o 290/Second Vasant Vihar, Officers Colony, Chakrata Road, Dehradun and Chairman Shri Y.S.Tomar, S/o Shri Beer Singh Tomar, R/o 45/1 Vasant Vihar, Chakrata Road, Dehradun.
2. Shri Govind Prasad, Advocate, S/o Shri Rudramani, R/o 33, Lytton Road, Dehradun.
3. Smt. Manorama Sharma, W/o Shri Govind Prasad, R/o 33, Lytton Road, Dehradun.
4. Shri Preet Pal Singh, S/o Shri Bhura Singh, R/o 268 Drona Puri Kanwali, Dehradun.
5. Smt. Sharda Devi, W/o Shri O.P. Gupta, R/o 26 Mahesh Nagar, Jaipur, Rajasthan.
6. Smt. Trilochan Kapoor, D/o Shri Iqbal Singh Kapoor, R/o 218/V Chamber, Mumbai-1.
7. Shri Deepak Verma, S/o Shri Santosh Verma, R/o 32/9, University Boulard Apartment No. 22, Kingston Maryland, 20895, USA.

8. Smt. Pushpa Uniyal, W/o Shri Ramesh Dutt Uniyal, R/o Upper Kolupani, Prem Nagar, Dehradun.
9. Shri Ratan Dev Gupta, S/o Shri Sriram Gupta, R/o Avas Vikas Colony, Jakhan, Dehradun.
10. Shri Pyare Lal Koliyal, S/o Shri Murlidhar, R/o N.I.V.H., 116 Rajpur Road, Dehradun.
11. Shri Brahmanand Pandey, S/o Shri Fatehram Pandey, R/o 5/6 Teg Bahadur Road, Dehradun.
12. Shri Mohan Lal Naudiyal, S/o Shri Chintamani, R/o 50 Sector-A, Mahanagar, Lucknow at present R/o 5, Jewel Apartment, Vidhya Vihar Society, Nasik Road, Nasik, Maharashtra.
13. Smt. Ratna Rajdan, W/o Shri B.L. Rajdan, R/o 80 Indra Nagar Colony, Dehradun.
14. Shri Vasudev Raghav S/o Shri Manveer Singh, R/o Lane No.6, Sali Mandir Enclave, General Mahadev Singh Road, Dehradun.
15. Shri Ram Pl Singh, S/o Shri Mansha Ram, R/o FRI, Dehradun.
16. Shri Ramesh Chand Bhardwaj, S/o Shri Vishnu Dutt Bhardwaj, R/o Bel Road, Society Area, Clement Town, Dehradun.
17. Shri Vishwa Bannerjee, S/o Shri J. Bannerjee, R/o C-35 ONGC Colony, Makarpura, Baroda-390009.
18. Shri Vishwamitra Choptra, S/o Shri Girdhari Lal, R/o 362, Pocket B Sarita Vihar, New Delhi.
19. Smt. Manjoo Sood, W/o Shri P.K. Sood, R/o 218 Vardhman Chamber Fort Mumbai-400001.
20. Smt. Preeti Tyagi, W/o Shri R.K. Tyagi, R/o C-27, ONGC Colony, Makapura Road, Baroda-09.
21. Smt. Shipra Sachanand, W/o Sachanand, R/o 83/1 Tyagi Road, Dehradun.

22. Kamla Menon, W/o Shri Roshan Menon, R/o D.I.G., ITBP, Dehradun. ....Proforma Respondents.

Mr. I.P. Kohli, Advocate for the petitioner.

Dated: 04.05.2006

Hon'ble Rajesh Tandon, J.

By the present writ petition, the petitioner has prayed for a writ of mandamus directing the Civil Judge to decide the ad interim injunction application preferred by the plaintiff/respondent no. 1 in Original Suit No. 200 of 2005 Doon Valley Officers Cooperative Society Vs. Govind Prasad and others.

Briefly stated, a suit was filed by the plaintiff/respondent no. 1 praying for permanent injunction. Along with the suit, the plaintiff has also moved an application for ad interim injunction. The injunction was granted on 01.08.2001.

The short submission of the petitioner is that he has already moved an application for vacating the interim injunction on 09.10.2001 and the same is still pending for disposal.

Civil Judge, therefore, is directed to dispose of the injunction application filed by the plaintiff along with the objections filed by the petitioner within a period of thirty days from the date of presentation of the certified copy of the order.

Writ petition is disposed of. No order as to costs.

(Rajesh Tandon, J.)

04.05.2006
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